



FS.F4138US2RAC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Hiraoka et al.	)	Group Art Unit 3612
			)	
Appl. No.	:	10/066,414	)	
			)	
Filed	:	February 1, 2002	)	
			)	
For	:	OUTBOARD MOTOR	)	
		EXHAUST SYSTEM	)	
			)	
Examiner	:	Unknown	)	

**REISSUE APPLICATION DECLARATION**  
**UNDER 37 C.F.R. § 1.175 AND**  
**POWER OF ATTORNEY BY INVENTORS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

We, the undersigned inventors, hereby declare that:

1. Our residence, mailing address and citizenship are stated below next to our names.
2. We believe that we are the original, first and joint inventors of the subject matter described and claimed in U.S. Patent No. 5,893,783 ("the '783 patent"), which issued April 13, 1999, and of the subject matter disclosed and claimed in the above-referenced reissue application, which is a continuation of reissue application No. 09/835,917, filed April 13, 2001, now abandoned.
3. We have reviewed and understand the contents of the specification, including the claims, of the above-referenced reissue application.
4. We acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to us to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56. In compliance with this duty and in accordance with 37 CFR §§ 1.97-1.98, an Information Disclosure Statement has been submitted with the reissue application.

Appl. No. : 10/066,414  
Filed : February 1, 2002

5. We continue to claim foreign priority benefits under Title 35, United States Code, 119(a)-(d) of the foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>			<u>Priority</u>
			<u>Claimed</u>
No.: 8-119947	Country: Japan	Date Filed: May 15, 1996	YES
No.: 8-133250	Country: Japan	Date Filed: May 28, 1996	YES
No.: 8-136146	Country: Japan	Date Filed: May 30, 1996	YES

6. We believe that the '783 patent is partially inoperable by claiming less than we had a right to claim.

7. New claims are being added that broaden the claimed subject matter. For instance, the new claims presented in this reissue application broaden the recitation that the "first and second banks [are] arranged generally in a 'V' shape".

8. We believe that all errors being corrected in this reissue application up to the time of filing of this declaration arose without any deceptive intention on the part of the Applicants.

9. We hereby appoint the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, **Customer No. 20,995**, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. We further acknowledge that the appointed individuals do not represent us as individuals and that the appointed individuals represent the assignee, Sanshin Kogyo Kabushiki Kaisha.

10. We have read and understand the foregoing statements of this Declaration. We declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or patent issuing information.

Appl. No. : 10/066,414  
Filed : February 1, 2002

Full name of first inventor: Noriyoshi Hiraoka

Inventor's signature Noriyoshi Hiraoka

Date Jun. 26. 2002

Residence: 1400 Nippashi-cho, Hamamatsu-shi, Shizuoka-ken, Japan

Citizenship: Japan

Post Office Address: Same as above

Full name of second inventor: Masanori Takahashi

Inventor's signature Masanori Takahashi

Date June 26 2002

Residence: 1400 Nippashi-cho, Hamamatsu-shi, Shizuoka-ken, Japan

Citizenship: Japan

Post Office Address: Same as above

Full name of second inventor: Atsushi Isogawa

Inventor's signature Atsushi Isogawa

Date June 26 2002

Residence: 1400 Nippashi-cho, Hamamatsu-shi, Shizuoka-ken, Japan

Citizenship: Japan

Post Office Address: Same as above

---

H:\DOCS\YAMAHA\FS.F4138US2RAC.REDEC.DOC  
040401

10/060914

PATENT  
Docket No.: FS.F4138US2RAC  
Date: June 24, 2002

REISSUE APPLICATION BY THE INVENTOR, OFFER TO SURRENDER  
(37 CFR 1.178)

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

The undersigned applicant of the accompanying application for the reissue of letters patent for the improvement in OUTBOARD MOTOR EXHAUST SYSTEM, U.S. Patent No. 5,893,783, issued on April 13, 1999, of which Sanshin Kogyo Kabushiki Kaisha is the sole owner by assignment, and on whose behalf and with whose assent this accompanying application is made, hereby offers to surrender said letter patent.

APPLICANT

Dated: Jun. 26, 2002

Noriyoshi Hiraoka  
Noriyoshi Hiraoka

Dated: June 26, 2002

Masanori Takahashi  
Masanori Takahashi

Dated: June 26, 2002

Atsushi Isogawa  
Atsushi Isogawa

ASSENT OF ASSIGNEE TO REISSUE

The undersigned is empowered to act on behalf of the assignee, Sanshin Kogyo Kabushiki Kaisha ("Assignee").

In accordance with 37 CFR 3.37(b), Assignee represents that it is the assignee of the entire right, title and interest in the above-identified letters patent by virtue of an assignment from the inventor of said letters patent. The assignment was recorded in the U.S. Patent and Trademark Office at Reel 8771, Frame 0500. A copy of the assignment is attached.

The undersigned has reviewed all the documents in the chain of title of the letters patent identified above, and to the best of the undersigned's knowledge and belief, title is in the Assignee.

Assignee hereby assents to the accompanying application for reissue of the above-identified letters patent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or patent issuing therefrom.

SANSHIN KOGYO KABUSHIKI KAISHA

Dated: June 27, 2002

Ryozo Okita  
Name: Ryozo Okita  
Title: General Manager of Engineering Administration Div.